

**STATE OF HAWAII**  
**DEPARTMENT OF TRANSPORTATION**  
869 PUNCHBOWL STREET  
HONOLULU, HAWAII 96813-5097

RODNEY K. HARAGA  
DIRECTOR

Deputy Directors  
FRANCIS PAUL KEENO  
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BRIAN H. SEKIGUCHI

IN REPLY REFER TO:

Board of Land and  
Natural Resources  
State of Hawaii  
Honolulu, Hawaii

Amendment No. 3 to Retail Concession Lease No. DOT-A-01-0003  
DFS Group L.P., Honolulu International Airport

OAHU

The Department of Transportation (DOT) proposes to amend the existing Retail Concession Lease No. DOT-A-01-0003 at Honolulu International Airport. The following contains a description and summary of some of the major terms and conditions that the DOT anticipates incorporating into the amendment:

PURPOSE:

To amend the existing Retail Concession Lease at Honolulu International Airport to allow for additional space to service the traveling public. Under Article III (Premises) of the Concession Lease, the specific area assigned or provided for the concession may be changed at the discretion of the Director of Transportation.

APPLICANT:

DFS Group, L.P.

LEGAL REFERENCE:

Chapter 102, Hawaii Revised Statutes, as amended.

LOCATION AND TAX MAP KEY:

Honolulu International Airport, Terminal Complex, 1<sup>st</sup> Division, 1-1-03: Portion of 1,  
Honolulu International Airport, Honolulu, Island of Oahu, Hawaii.

ZONING:

State: Urban  
County: Industrial (I-2)

LAND TITLE STATUS:

Section 5 (a) and 5 (b), Hawaii Admission Act  
DHHL 30% entitlement lands: Yes \_\_\_\_\_ No X

LEASE TERM:

The Retail Concession Lease No. DOT-A-01-0003 began on March 15, 2001 and continues through March 14, 2009. Originally, the Lease was to end on March 14, 2006, but was extended under authority of Act 201, 2004 Session Laws of Hawaii.

ADDITIONAL SPACE:

Building 342, Space No. 280, containing an area of approximately 797 square feet as shown on the attached Exhibit X dated August 2006.

ANNUAL FEE:

Concession Fee: The Minimum Annual Guarantee (MAG) fee provision of Article VI.A.1.a. (Minimum Annual Guaranteed Rent) shall not change by the increase in total area occupied by the applicant due to the inclusion of the additional space. All revenue generated from the additional space shall be reported as gross receipts under the Concession Lease.


REMARKS:

The DOT has reviewed the request and has determined that the additional retail space will allow the applicant to better serve the traveling public.

RECOMMENDATION:

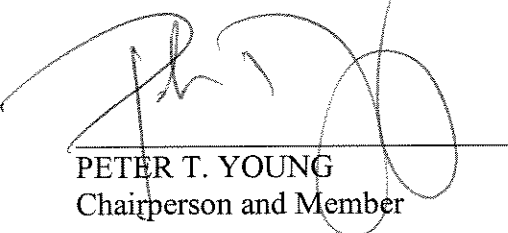
That the Board authorize the Department of Transportation to amend the existing Concession Lease No. DOT-A-01-0003 subject to: 1) terms and conditions herein outlined, which are by reference incorporated herein; 2) such other terms and conditions as may be prescribed by the Director of Transportation to best serve the interest of the State; and 3) review and approval by the Department of the Attorney General.

Respectfully submitted,

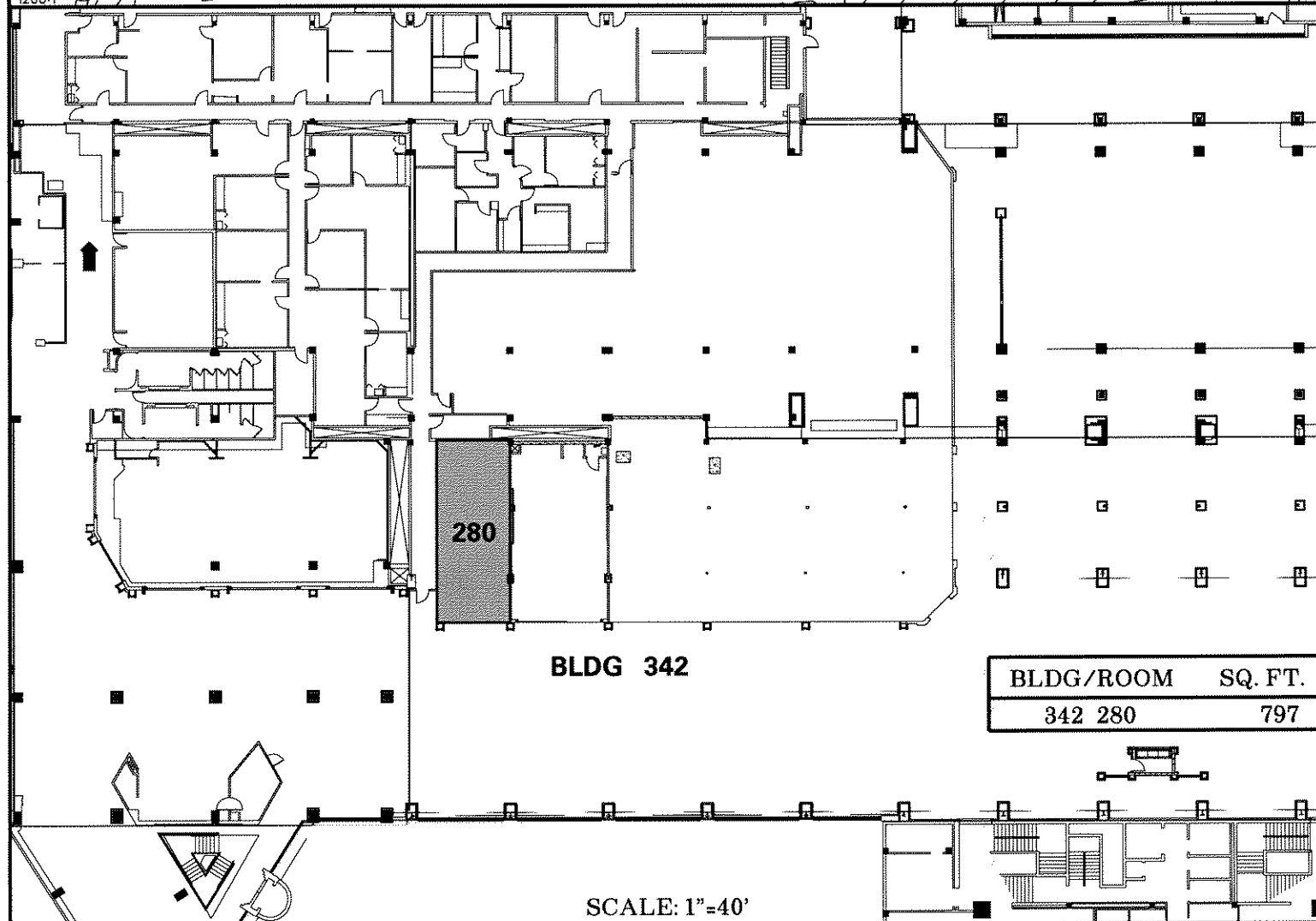
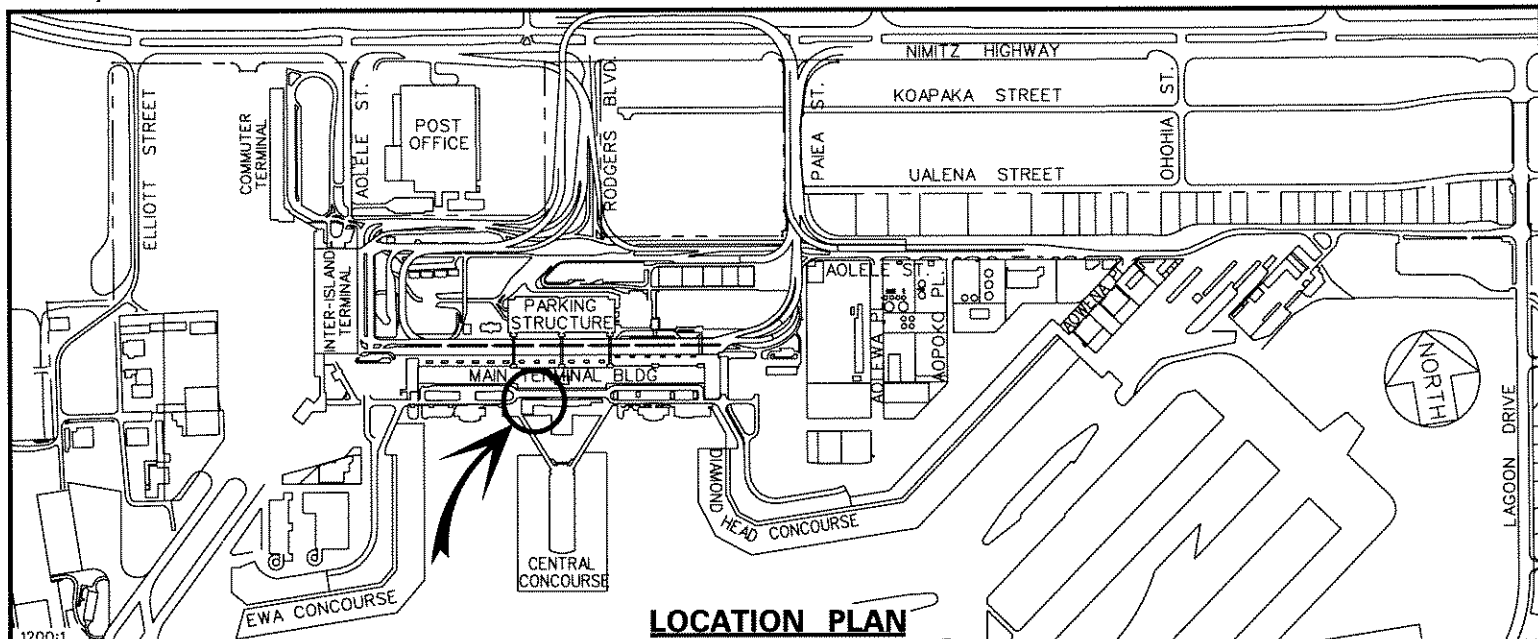


RODNEY K. HARAGA  
Director of Transportation

APPROVED FOR SUBMITTAL:



PETER T. YOUNG  
Chairperson and Member



DOTA-01-0003 (Amendment No. 3)

DATE: AUGUST 2006

EXHIBIT: **X**



Airports Division

DFS GROUP, L.P.

BUILDING 342  
WAITING LOBBY  
SECOND LEVEL

342280

PLAT A2

**HONOLULU INTERNATIONAL AIRPORT**

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